

Patent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Norberto FESTO	) Re: Information Disclosure	<b>RECEIVED</b>
	) Statement	
	)	
Serial No.: 09/673,411	) Group Art Unit: 1625	<b>OCT 31 2003</b>
	)	
Filed: October 16, 2000	) Examiner: T.V. Oh	<b>TECH CENTER 1600/2900</b>
	) Our Ref: 618156-1/JP/B-3992PCT	
For: "PHARMACEUTICAL COMPOSITIONS..."	) Date: March 10, 2003	

Hon. Commissioner of Patents and Trademarks  
Washington, D.C. 20231

Sir:

In accordance with the Applicant's duty to disclose information which may be material to the examination of this application, the undersigned respectfully requests that the Examiner consider on the merits the documents listed on the enclosed Form PTO-1449 (modified) before issuing the next Office Action on the merits. We are enclosing herewith a copy of each document listed on the enclosed Form PTO-1449 (modified).

The filing of this Information Disclosure Statement (IDS) shall not be construed as a representation that a search has been made (37 C.F.R. 1.97(g)), an admission that the information cited is, or is considered to be, material to patentability, or that no other material information exists.

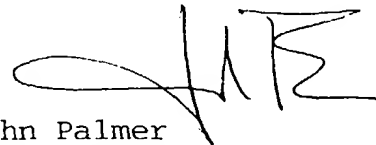
If this IDS is being submitted before the issuance of a Final Rejection or Notice of Allowance, then the Commissioner is authorized to charge Deposit Account No. 12-0415 \$180.00 (or any other required amount), which is the fee set forth in 37 C.F.R. § 1.97(c); and this IDS should be fully considered on the merits, in accordance with 37 C.F.R. § 1.97(d). If this IDS is being submitted after the issuance of a Final Rejection or Notice of Allowance, then the Commissioner is not authorized to charge \$180.00 to Deposit Account No. 12-0415.

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The filing of this Information Disclosure Statement shall not be construed as an admission against interest in any manner. (Notice of January 9, 1992, 1135 O.G. 13-25, at 25.)

The person making this statement is the practitioner who signs below on the basis of information supplied by an individual associated with the filing and prosecution of this application (37 C.F.R. § 1.56(c)) and on the basis of information in the practitioner's file.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'J. Palmer', is written over the typed name.

John Palmer  
Attorney for Applicant  
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Enclosures: Form PTO-1449 (modified) (1 page)  
Copy of documents listed on Form PTO-1449 (modified)

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Form PTO-1449 (Modified)	ATTY DOCKET NO. 618156-1/JP/B- 3992PCT	U.S. SERIAL NO. 09/673,411
LIST OF PATENTS AND PUBLICATIONS STATEMENT	APPLICANT(S) Norberto FESTO	
	FILING DATE October 16, 2000	GROUP 1625

**U.S. PATENT DOCUMENTS**

EXAMINER INITIAL	DOCUMENT NUMBER	ISSUE DATE	NAME	CLASS	SUBCLASS	FILING DATE or 102(e) DATE IF APPROPRIATE

**FOREIGN PATENT DOCUMENTS**

DOCUMENT NUMBER	PUBLICATION DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION YES/NO

**OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)**

Lehmler, Hans-Joachim, et al., "Liquid Ventilation--A New Way to Deliver Drugs to Diseased Lungs?," <i>Chemtech</i> , Vol. 29, No. 10, 7-12, pages 1-10 (October 1999).	
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EXAMINER	DATE CONSIDERED

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.